


2008-153-T

South Carolina State Transport Police

193260

	US DOT # 1668848		Legal: CARR ENTERPRISES INC Operating (DBA): MBF TOURS & TRAVEL	
	MC/MX #: 613429		Federal Tax ID: [REDACTED]	
Review Type: Compliance Review (CR)				
Scope: Principal Office		Location of Review/Audit: Company facility in the U. S.		Territory:
Operation Types				
Interstate		Intrastate		
Carrier:	Non-HM	Non-HM		
Shipper:	N/A	N/A		
Cargo Tank:	N/A			
		Business: Corporation		
		Gross Revenue: \$10,000.00		
		for year ending: 12/31/2007		
Physical Address:				
86 BLACKGUM RD PAWLEYS ISLAND SC 29585				
Contact Name: Darryel C. Carr				
Phone numbers: (1) 843- 235-8941 (2) Fax 843-237-2549				
E-Mail Address: dcbodysshop33@aol.com				
Mailing Address:				
P O BOX 961 PAWLEYS ISLAND SC 29585				
Carrier Classification				
Authorized for Hire				
Cargo Classification				
Passengers				
Does carrier transport placardable quantities of HM? No				
Is an HM Permit required? N/A				
Driver Information				
		Inter	Intra	
< 100 Miles:				Average trip leased drivers/month: 0
>= 100 Miles:		3		Total Drivers: 3
				CDL Drivers: 3
Equipment				
	Owned	Term Leased	Trip Leased	
Motor Coach	0	1	0	Owned Term Leased Trip Leased
Power units used in the U.S.: 1				
Percentage of time used in the U.S.: 100				

RECEIVED

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MBF TOURS & TRAVEL (CARR ENTERPRISES INC dba)

U.S DOT #: 1668848

Review Date:

05/05/2008

Part A

QUESTIONS regarding this report or the Federal Motor Carrier Safety or
Hazardous Materials rules may be addressed to the Office of Motor Carriers at:

South Carolina State Transport Police, Motor Carrier Compliance Unit
10322 Wilson Blvd., Building D-2, PO Box 1993
Blythewood, SC 29016

This report will be used to assess your safety compliance.

Person(s) Interviewed

Name: Darryel C Carr

Title: President

Name:

Title:





MBF TOURS & TRAVEL (CARR ENTERPRISES INC dba)
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Part B Violations

1 FEDERAL	Primary: 40.25(b) Secondary: 382.105	Discovered 3	Checked 3	Drivers/Vehicles In Violation 3	Checked 3
Description Failing to request information from previous DOT regulated employers of driver applicant for the two years prior to the date of application or transfer. Example Driver - Darryel Carr - Trip Date - 03/17/2008					
2 FEDERAL	Primary: 382.601(b)	Discovered 1	Checked 1	Drivers/Vehicles In Violation 3	Checked 3
Description Failing to provide to employees a written policy on misuse of alcohol and controlled substances. Example Driver - Darryel Carr - Trip Date - 03/17/2008. Company policy missing designated employee representative, substance abuse professional, signed receipt page by drivers.					
3 FEDERAL	Primary: 382.603	Discovered 1	Checked 1	Drivers/Vehicles In Violation 0	Checked 0
Description Failing to ensure persons designated to determine that drivers undergo reasonable suspicion testing receive 60 minutes training for alcohol and/or 60 minutes of training for controlled substances. Example Driver - Darryel Carr - Trip Date - 03/17/2008 - Vice President - Sharon Carr, No Training.					
4 FEDERAL	Primary: 383.35(b)	Discovered 3	Checked 3	Drivers/Vehicles In Violation 3	Checked 3
Description Failing to request employment history information for the 10 years preceding the date of the application for employment. Example Driver - Darryel Carr - Trip Date - 03/17/2008					
5 FEDERAL	Primary: 395.8(f)	Discovered 11	Checked 11	Drivers/Vehicles In Violation 1	Checked 3
Description Failing to require driver to prepare record of duty status in form and manner prescribed. Example Driver - Darryel Carr - Trip Date - 03/18/2008. Rods missing city/state.					
Safety Fitness Rating Information:					
Total Miles Operated 24,000		OOS Vehicle (CR): 0			
Recordable Accidents 0		Number of Vehicle Inspected (CR): 1			
Recordable Accidents/Million Miles 0.00		OOS Vehicle (MCMIS): 0			
		Number of Vehicles Inspected (MCMIS): 0			





MBF TOURS & TRAVEL (CARR ENTERPRISES INC dba)
U.S. DOT #: 1668848

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Part B Violations

Your proposed safety rating is :

SATISFACTORY

Rating Factors		Acute	Critical
Factor 1:	S	0	0
Factor 2:	S	0	0
Factor 3:	S	0	0
Factor 4:	S	0	0
Factor 5:	N	0	0
Factor 6:	S	-	-

Corrective actions must be taken for any violations (deficiencies) identified on Part B of this report.





MBF TOURS & TRAVEL (CARR ENTERPRISES INC dba)
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Part B Requirements and/or Recommendations

1. Conduct periodic internal reviews of your driver qualification, hours of service control, maintenance, accident analysis/reporting, training, and other safety systems to ensure continued compliance with the FMCSR.
2. Ensure that all drivers are fully and properly qualified before operating in interstate commerce. Maintain a complete file as required for each driver, documenting the qualification process.
3. Require all drivers to prepare complete and accurate records of duty status for each day, and to submit them within 13 days. Maintain all duty status records on file, with all supporting documents, for at least 6 months.
4. Ensure that all documents supporting records of duty status (such as toll, fuel repair and other on-the-road expense receipts, as well as invoices, bills of lading, dispatch records, etc.) are kept on file for at least 6 months.
5. Toll receipts and other on-the-road expense receipts, invoices, bills of lading, dispatch records, and other "supporting document" must be kept on file for six (6) months. This requirement also applies to records generated by the use of owner-operators. You may keep legible photocopies in lieu of originals.
6. If you want some drivers to use the 100 air-mile radius exemption, make sure that the drivers meet all terms of the exemption, including being released from duty no more than 12 hours from when they report for duty. Logs must be prepared if a driver does not meet the 12 hour requirement.
7. This report contains citations of regulations that are deemed serious in nature and could result in penalties against your company and/or your drivers.
8. This review will result in a Safety Rating.
9. A complete Educational and Technical Assistance package entitled "A MOTOR CARRIER'S GUIDE TO IMPROVING HIGHWAY SAFETY" is available free on the FMCSA website to assist you in complying with the safety regulations. It contains many forms and documents useful for improving the safety of your operations. Check: www.fmcsa.dot.gov/factsfigs/eta/index.html.



South Carolina State Transport Police

	US DOT # 1668848	Legal: CARR ENTERPRISES INC Operating (DBA): MBF TOURS & TRAVEL		
MC/MX #: 613429		Federal Tax ID: XXXXXXXXXX		
Review Type: Compliance Review (CR) - Receipt				
Scope: Principal Office		Location of Review/Audit: Company facility in the U. S.		Territory:
Operation Types		Interstate Intrastate		
Carrier: Non-HM Non-HM Shipper: N/A N/A Cargo Tank: N/A		Business: Corporation Gross Revenue: \$10,000.00 for year ending: 12/31/2007		
Physical Address: 86 BLACKGUM RD PAWLEYS ISLAND, SC 29585 Contact Name: Darryel C. Carr Phone numbers: (1) 843- 235-8941 (2) Fax 843-237-2549 E-Mail Address: dcbodysshop33@aol.com				
Mailing Address: P O BOX 961 PAWLEYS ISLAND, SC 29585				
Report Summary				
Report		# of Pages		
Part A - General		2		
Part B - Violations		2		
Part B - Recommendations		1		
Review/Audit Receipt Page		1		
Total Pages		6		
Disclaimer: By signing below, I acknowledge that I have received a copy of this review/audit and agree with the total number of pages indicated (above) for each document. My signature does not imply agreement with the findings of the review/audit, however they have been discussed in detail with me.				
QUESTIONS regarding this report or the Federal Motor Carrier Safety or Hazardous Materials rules may be addressed to the Office of Motor Carriers at: South Carolina State Transport Police, Motor Carrier Compliance Unit 10322 Wilson Blvd., Building D-2, PO Box 1993 Blythewood, SC 29016				
This report will be used to assess your safety compliance.				
Person(s) Interviewed				
Name: Darryel C. Carr		Title: President		
Name:		Title:		
Reported By: <i>Terry J. Hargis</i>		Title: <i>S/E</i>		Code: SC0036 Date: 5/5/2008
Received By: <i>Darryel Carr</i>		Title: <i>President</i>		





MBF TOURS & TRAVEL (CARR ENTERPRISES INC dba)
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Safety Fitness Rating Explanation

This report lists the facts which were used to determine the Safety Fitness Rating for the above motor carrier. Federal and State violations are combined for rating purposes. However, only the federal or federal equivalent section number is shown below. A check mark identifies the range within which the data fell when determining the Safety Fitness Rating. All information within a FACTOR block relates only to that FACTOR.

FACTOR 1	General (CFR Parts 387, 390)	√ 0 Point = Satisfactory 1 Point = Conditional >1 Point = Unsatisfactory
VIOLATIONS AFFECTING RATING	POINTS	
NONE		
TOTAL POINTS: 0 = SATISFACTORY		
FACTOR 2	Driver Qualification (CFR Parts 382, 383, 391)	√ 0 Point = Satisfactory 1 Point = Conditional >1 Point = Unsatisfactory
VIOLATIONS AFFECTING RATING	POINTS	
NONE		
TOTAL POINTS: 0 = SATISFACTORY		
FACTOR 3	Operational/Driving (CFR Parts 392, 395)	√ 0 Point = Satisfactory 1 Point = Conditional >1 Point = Unsatisfactory
VIOLATIONS AFFECTING RATING	POINTS	
NONE		
TOTAL POINTS: 0 = SATISFACTORY		
FACTOR 4	Vehicle/Maintenance (CFR Parts 393, 396, Performance Data (OOS%))	
VIOLATIONS AFFECTING RATING	POINTS	Fewer than 3 inspections
NONE		
TOTAL POINTS: 0 = SATISFACTORY		
Fewer than 3 Inspections	3 or more Inspections	
Rate same as other Regulatory Factors 1, 2, and 3	OOS Less than 34%	OOS 34% or Higher
	Satisfactory	Conditional
√ 0 Point = Satisfactory 1 Point = Conditional >1 Point = Unsatisfactory	Conditional	Unsatisfactory
	If a pattern of Non-Compliance with a Critical or an Acute Violation	If a pattern of Non-Compliance with a Critical or an Acute Violation
FACTOR 5	Hazardous Material (CFR Parts 397, 171, 172, 173, 177, 180)	
Not Applicable - Not a carrier of Hazardous Material		
NONE		
FACTOR 6	Accident (Recordable Accident Rate)	
$\left(\frac{\text{Recordable Accidents} \times (1 \text{ million})}{\text{Total Miles}} \right) = \text{Rate}$ $\left(\frac{0 \times 1,000,000}{24,000} \right) = 0 = \text{SATISFACTORY}$		
	ACCIDENT RATE	FACTOR RATING
	√ 0.000 - 1.500	= Satisfactory
	>1.500	= Unsatisfactory
OVERALL SAFETY FITNESS RATING		
Number of Factors (1-6) shown above as less than satisfactory		
Unsatisfactory	Conditional	
0	0	= SATISFACTORY





MBF TOURS & TRAVEL (CARR ENTERPRISES INC dba)
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Safety Fitness Rating Explanation

FORMULA TO CALCULATE THE OVERALL SAFETY FITNESS RATING

Number of Factors

	Unsatisfactory	Conditional	OVERALL RATING
v	0	2 or fewer	Satisfactory
	0	3 or more	Conditional
	1	2 or fewer	Conditional
	1	3 or more	Unsatisfactory
	2	0 or more	Unsatisfactory





MBF TOURS & TRAVEL (CARR ENTERPRISES INC dba)
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Part C

Reason for Review: Company Request
Planned Action: Compliance Monitoring
Safestat Category:

Parts Reviewed Certification:

325	382	383	387	390	391	392	393	395	396	397	398	399	171	172	173	177	178	180
✓	✓	✓	✓	✓	✓	✓	✓	✓	✓									

Prior Reviews

Prior Prosecutions

Unsat/Unfit Information

Is the motor carrier of passengers subject to the safety fitness procedures contained in 49 CFR part 385 subpart A, AND does it transport passengers in a commercial motor vehicle?

Yes - Interstate and Intrastate

Does carrier transport placardable quantities of hazardous materials?

Unsat/Unfit rule:

45-Day - Interstate Passenger

Corporate Contact: Darryel C. Carr

Corporate Contact Title: President

Special Study Information:

Remarks:

This investigation was initiated because the carrier had applied to the South Carolina Public Service Commission for a Class C Charter Bus Certificate. This certificate requires that the carrier be in compliance with the Federal Motor Carrier Safety Regulations as adopted by South Carolina. A carrier profile was ran and during the investigation it was discovered that the carrier was an interstate carrier. The carrier had a New Entrant Safety Audit on 02/12/2008. Carr Enterprises Inc. dba MBF Tours and Travel have one 57 passenger motorcoach (term Leased) and 3 cdl drivers hired in the last 365 days. Personnel present during the review were Darryel Carr, President and Sharon Carr, Vice President. The motorcoach was purchased in August 2008 and the business was started at that time. Carrier's gross income for 2007 was \$10,000 and the mileage from August to the present is 24,000 miles. Darryel Carr is the main driver at this time. Carrier had no inspections listed on profile, one Level 5 inspection was done with no OOS violations. Carrier had 0 accidents.

In Part 40, carrier failed to have 2 year drug and alcohol history on his drivers.

In Part 382, carrier's company policy was incomplete and Sharon Carr, Vice President failed to have supervisor's training.

In Part 383, carrier failed to request 10 year employment history. All cdl records were checked by CDLIS.

In Part 387, carrier had \$5,000,000 insurance, a copy of MCS 90 was obtained.

In Part 390, vehicle was marked correctly. Carrier had no violations.

In Part 391, carrier had no violations.

In Part 392, carrier had improper vehicle license as cited on Level 5 inspection done.

In Part 393, one Level 5 inspection was done with no OOS violations.

In Part 395, carrier had form and manor violations on rods (abbreviated city/state).

In Part 396, no violations found.

All violations was discussed in detail with carrier officials. Mr. and Mrs. Carr stated that they would correct all violations immediately.





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Part C

Upload Authorized:	Yes	No
Authorized by:		Date:
Uploaded:	Yes	No
Verified by:		Date:
		Failure Code:





The public report burden for this information collection is estimated to average 3 minutes. To comment on the accuracy of this estimate or for suggestions in reducing this burden, please direct your comments to OMB and FHWA at the following addresses:

Office of Management and Budget
Paperwork Reduction Project 2125-0518
Washington, D.C. 20503

Federal Highway Administration
Standards Development Division, HCS-10
400 Seventh Street, S.W.
Washington, D.C. 20590

ENDORSEMENT FOR MOTOR CARRIER POLICIES OF INSURANCE FOR PUBLIC LIABILITY UNDER SECTION 18 OF THE BUS REGULATORY REFORM ACT OF 1982

CARR ENTERPRISES INC
Issued to MBF TOURS & TRAVEL of PAWLEYS ISLAND SC 29585
Dated at RICHFIELD, OH this 21 day of AUGUST, 2007
Amending Policy No. CAS 0137744 00 Effective Date 08/14/2007
Name of Insurance Company NATIONAL INTERSTATE INSURANCE COMPANY
Countersigned by Alan R Spachman
Authorized Company Representative

The policy to which this endorsement is attached provides primary or excess insurance, as indicated by ☒, for the limits shown:

- ☒ This insurance is primary and the company shall not be liable for amounts in excess of \$ 5,000,000 for each accident.
- ☐ This insurance is excess and the company shall not be liable for amounts in excess of \$ _____ for each accident in excess of the underlying limit of \$ _____ for each accident.

Whenever required by the FHWA or the ICC, the company agrees to furnish the FHWA or the ICC a duplicate of said policy and all its endorsements. The company also agrees, upon telephone request by an authorized representative of the FHWA or the ICC, to verify that the policy is in force as of a particular date. The telephone number to call is: 1 800 929-1500

Cancellation of this endorsement may be affected by the company or the insured by giving (1) thirty-five (35) days notice in writing to the other party (said 35 days notice to commence from the date of notice is mailed, proof of mailing shall be sufficient proof of notice), and (2) if the insured is subject to the ICC's jurisdiction, by providing thirty (30) days notice to the ICC (said 30 days notice to commence from the date the notice is received by the ICC at its office in Washington, D.C.).

DEFINITIONS AS USED IN THIS ENDORSEMENT

ACCIDENT includes continuous or repeated exposure to conditions which results in Public Liability which the insured neither expected nor intended.

BODILY INJURY means injury to the body, sickness or disease to any person, including death resulting from any of these.

MOTOR CARRIER means a for-hire carrier of passengers by motor vehicle.

PROPERTY DAMAGE means damage to or loss of use of tangible property.

PUBLIC LIABILITY means liability for bodily injury or property damage.

The insurance policy to which this endorsement is attached provides automobile liability insurance and is amended to assure compliance by the insured, within the limits stated herein, as a for-hire motor carrier of passengers with Section 18 of the Bus Regulatory Reform Act of 1982 and the rules and regulations of the Federal Highway Administration (FHWA) and the Interstate Commerce Commission (ICC).

In consideration of the premium stated in the policy to which this endorsement is attached, the insurer (the company) agrees judgement recovered against the insured for public liability resulting from negligence in the operation, maintenance or use of motor vehicles subject to financial responsibility requirements of Section 18 of the Bus Regulatory Reform Act of 1982 regardless of whether or not each motor vehicle is specifically described in the policy and whether or not such negligence occurs on any route or in any territory authorized to be served by the insured or elsewhere. Such insurance as is afforded, for public liability, does not apply to injury to or death of their employment, or property transported by the insured, designated as cargo. It is understood and agreed that no condition, provision, stipulation or limitation contained in the policy, this endorsement, or any other endorsement thereon, or violation thereof, shall relieve the company from liability or from the payment

of any final judgement, within the limits of liability herein described, irrespective of the financial condition, insolvency or bankruptcy of the insured. However, all terms, conditions and limitations in the policy to which the endorsement is attached shall remain in full force and effect as binding between the insured and the company. The insured agrees to reimburse the company for any payment made by the company on account of any accident, claim, or suit involving a breach of the terms of the policy, and for any payment that the company would not have been obligated to make under the provisions of the policy except for the agreement contained in this endorsement.

It is further understood and agreed that, upon failure of the company to pay any final judgement recovered against the insured as provided herein, the judgement creditor may maintain an action in any court of competent jurisdiction against the company to compel such payment.

The limits of the company's liability for the amounts prescribed in this endorsement apply separately to each accident and any payment under the policy because of any one accident shall not operate to reduce the liability of the company for the payment of final judgements resulting from any other accident.

The Bus Regulatory Reform Act of 1982 requires limits of financial responsibility according to vehicle seating capacity. It is the MOTOR CARRIER'S obligation to obtain the required limits of financial responsibility.

THE SCHEDULE OF LIMITS SHOWN AT THE BOTTOM OF THIS PAGE DOES NOT PROVIDE COVERAGE.

The limits shown in the schedule are for information purposes only.

SCHEDULE OF LIMITS

Public Liability

For-hire motor carriers of passengers operating in interstate or foreign commerce

<i>Vehicle Seating Capacity</i>	<i>Effective Date</i>	
	<i>November 19, 1983</i>	<i>November 19, 1985</i>
(1) Any vehicle with a seating capacity of 16 passengers or more	\$2,500,000	\$5,000,000
(2) Any vehicle with a seating capacity of 15 passengers or less.	\$ 750,000	\$1,500,000